

Plaintiffs now ask this Court to reopen this case to enforce the terms of the Settlement Agreement. Plaintiffs offer the affidavit of David L. Pauley, Vice President of Plaintiff Banc of

America Leasing and Capital, which states that Defendants have failed to make certain payments, and such failure constitutes an event of default within the terms of the Settlement Agreement. Furthermore, Defendants have failed to cure this default, and the Settlement Agreement provides that Plaintiffs then have the right to ask this Court to reopen this case for purposes of entering Judgment in accordance with the terms of the Stipulation to Judgment. Defendants have not opposed this motion.

This Court finds that, pursuant to the terms of the Settlement Agreement, Plaintiffs are entitled to reopen this case for the purpose of entering Judgment in accordance with the terms of the Stipulation to Judgment. Judgment shall be entered accordingly.

s/ Stanley R. Chesler
Stanley R. Chesler, U.S.D.J.

Dated: March 25, 2011